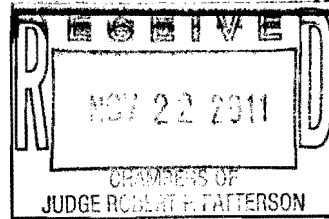


MEMO ENDORSED**MAYER • BROWN**

November 21, 2011

The Honorable Robert P. Patterson
 United States District Court
 for the Southern District of New York
 Daniel Patrick Moynihan United States Courthouse
 500 Pearl St.
 New York, NY 10007-1312

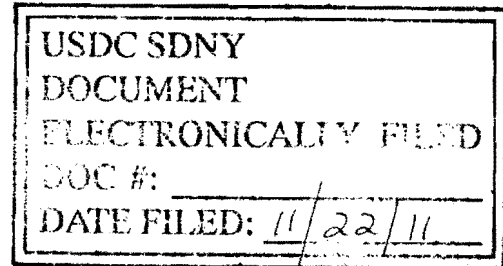
Re: Levin v. The Bank of New York Mellon (09-cv-5900)



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Dear Judge Patterson:

We represent defendant and interpleader plaintiff Société Générale. It came to our attention yesterday that SG's Phase II interpleader complaint inadvertently omitted one of the parties in whose name one of the accounts is held. The account is described in the complaint, but the party was not named as an interpleader defendant.

We propose to correct that oversight by filing the attached Amended Interpleader Complaint, clean and redlined versions of which are attached. The proposed amendment simply adds the new defendant to the caption and to the body of the complaint and makes corresponding changes to paragraph numbers. The Scheduling Order dated September 16, 2011 permits the banks to seek leave to amend their Phase II interpleader complaints, and SG respectfully requests that the Court grant leave.

DLA Piper, counsel for the Heiser parties, which is handling service of the SG interpleader, has consented and is prepared to serve the new defendant promptly. We, along with DLA Piper, also request that the Court confirm that service of process of the original Phase II complaint on the parties named in that complaint constituted sufficient service of process on those parties.

Finally, we respectfully request that the Court order that other interpleader defendants need not answer the new complaint, which contains no new allegations other than the introduction of the new defendant.

Respectfully submitted,


 Christopher J. Hought

Enclosures

The Honorable Robert P. Patterson
November 21, 2011
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cc: All counsel (by email without enclosures)